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11 *Attorneys for Plaintiff, Deutsche Bank National Trust Company, as Indenture Trustee for*
12 *American Home Mortgage Investment Trust 2007-2*

13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 DEUTSCHE BANK NATIONAL TRUST
16 COMPANY, AS INDENTURE TRUSTEE
17 FOR AMERICAN HOME MORTGAGE
18 INVESTMENT TRUST 2007-2,

19 Plaintiff,

20 vs.

21 FIDELITY NATIONAL TITLE INSURANCE
22 COMPANY,

23 Defendant.

Case No.: 3:19-cv-00468-MMD-CSD

**AMENDED STIPULATION AND
ORDER TO STAY DISCOVERY
PENDING RULING ON DISPOSITIVE
MOTIONS [ECF Nos. 48, 51, and 59]**

24 Plaintiff, Deutsche Bank National Trust Company, as Indenture Trustee for American
25 Home Mortgage Investment Trust 2007-2 (“Deutsche Bank”) and Defendant, Fidelity National
26 Title Insurance Company (“Fidelity” and with Deutsche Bank, the “Parties”), by and through their
27 counsel of record, hereby stipulate and agree as follows:

28 **WHEREAS**, on December 10, 2021, Deutsche Bank filed its First Amended Complaint
in the instant action [ECF No. 46];

WHEREAS, on December 23, 2021, Fidelity filed its Motion to Dismiss Deutsche Bank’s
First Amended Complaint [ECF No. 48];

WHEREAS, the Motion to Dismiss has been fully briefed and is pending the Court’s
decision [ECF Nos. 50, 53];

1 **WHEREAS**, on January 6, 2022, Deutsche Bank filed a Motion for Partial Summary
2 Judgment [ECF No. 51];

3 **WHEREAS**, on January 27, 2022, Fidelity filed an Opposition to Deutsche Bank's
4 Motion for Summary Judgment [ECF No. 57], as well as a Countermotion for Partial Summary
5 Judgment [ECF No. 59];

6 **WHEREAS**, both Motions for Summary Judgment are fully briefed and pending the
7 Court's decision [ECF Nos. 65, 67, 70];

8 **NOW THEREFORE**, the Parties, by and through their undersigned counsel, hereby
9 stipulate and agree as follows:

- 10 1. In the interests of judicial economy, the Parties stipulate and agree that discovery in
11 this case shall be **STAYED** pending the Court's decision on the pending dispositive
12 motions [ECF Nos. 48, 51 and 59];
- 13 2. The Scheduling Order [ECF No. 63] is hereby **VACATED**;
- 14 3. Nothing contained in this stipulation will affect any pending dispositive motions or
15 prevent the Parties from filing any dispositive motions.
- 16 4. Each of the Parties may request a further Fed R. Civ. P. 26(f) conference at any time
17 180 days after the order granting this Stipulation.
- 18 5. By entering into this Stipulation, none of the Parties is waiving its right to subsequently
19 move the Court for an order lifting the stay in this action.

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6. In the event the dispositive motions are denied, the Parties will submit a proposed discovery plan within thirty (30) days of the Court's Order.

IT IS SO STIPULATED.

DATED this 22nd day of April, 2022.

DATED this 22nd day of April, 2022.

WRIGHT, FINLAY & ZAK, LLP

EARLY SULLIVAN WRIGHT
GIZER & McRAE LLP

/s/ Lindsay D. Dragon

/s/ Sophia S. Lau

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Attorneys for Plaintiff

Attorney for Defendant

IT IS SO ORDERED.

Dated this 25th day of April, 2022.



UNITED STATES MAGISTRATE JUDGE